IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CRIMINAL JURISDICTION

CRIMINAL APPLICATION NO.1755 OF 2007

Shri.Shabbir Abdul Hussain Tambawala.
....Applicant.
Vs.
State of Maharashtra and anr.
....Respondents.

Mr.A.H.H. Ponda for the Applicant.
Mr.P.A.Pol, APP. for the State.

CORAM: B.H.MARLAPALLE, J.
DATE : August 23, 2007

P.C.

1. Heard Mr. Ponda, the learned counsel for the Applicant.

2. Inspite of the service, none appears for the respondent No.2.

3. This is an application praying for special leave to appeal under Section 378(4) of the Cr.P.C. against the order of acquittal passed by the learned Metropolitan Magistrate, 17th Court, Mazgaon on 24.4.2007.

4. Leave to appeal is hereby granted and the application is allowed in terms of prayer clause (a).

5. Appeal is admitted.

5. Call for Record & Proceeding.

(B.H. MARLAPALLE, J.)